

1 NANCY L. ABELL (SB# 88785) nancyabell@paulhastings.com
 2 ELENA R. BACA (SB# 160564) elenabaca@paulhastings.com
 3 HEATHER A. MORGAN (SB# 177425) heathermorgan@paulhastings.com
 4 JOSEPH W. DENG (SB# 179320) josephdeng@paulhastings.com
 5 PAUL, HASTINGS, JANOFSKY & WALKER LLP
 6 515 South Flower Street
 7 Twenty-Fifth Floor
 Los Angeles, CA 90071-2228
 Telephone: (213) 683-6000
 Facsimile: (213) 627-0705
 8
 Attorneys for Defendant
 9 CINTAS CORPORATION

10
 11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14 ROBERT RAMIREZ, ROBERT HARRIS,
 15 LUIS POCASANGRE CARDOZA, JOSE
 SALCEDO, A. SHAPPELLE
 THOMPSON, CORETTA SILVERS
 (formerly VICK), SANDRA EVANS,
 BLANCA NELLY AVALOS, JAMES
 MORGAN and ANTHONY JONES, on
 behalf of themselves and all others
 similarly situated,

16 Plaintiffs,
 17 vs.
 18 CINTAS CORPORATION,
 19 Defendant.

20 LARRY HOUSTON and CLIFTON
 21 COOPER, on behalf of themselves and all
 others similarly situated,

22 Plaintiffs,
 23 vs.
 24 CINTAS CORPORATION,
 25 Defendant.

CASE NO. C04-0281-JSW

STIPULATION AND [PROPOSED] ORDER TO HAVE CASES RELATED

Place: Courtroom 2, 17th Floor
 Judge: Hon. Jeffrey S. White
 Complaint Filed: January 20, 2004
 Trial Date: None Set

[PROPOSED] RELATED TO
CASE NO. C05-03145 CRB

STIPULATION

The parties in the two above-referenced cases, by and through their counsel of record, hereby stipulate as follows:

1. WHEREAS, Plaintiffs in the action entitled *Robert Ramirez, et al. v. Cintas Corporation*, U.S.D.C., Northern District of California, Case No. C04-0281-JSW (the "Ramirez Action"), filed their Fourth Amended Complaint and Demand for Jury Trial on August 3, 2005;

2. WHEREAS, Plaintiffs in the action entitled *Larry Houston, et al. v. Cintas Corporation*, U.S.D.C., Northern District of California, Case No. C05-03145-CRB (the “*Houston Action*”), filed their Class Action Complaint and Demand for Jury Trial on August 3, 2005;

3. WHEREAS, the parties in the *Houston* Action are represented by the same counsel as the parties in the *Ramirez* Action;

4. WHEREAS, on August 23, 2005, Defendant filed a Motion for Administrative Relief to Consider Whether Cases Should be Related, Pursuant to Northern District Civil Local Rules 3-12 and 7-11 (the "Motion to Relate Cases");

5. WHEREAS, the parties have now agreed that the two actions should be deemed “related” pursuant to Local Rule 3-12(a), and as set forth in the Motion to Relate Cases, because (a) the two actions concern substantially the same parties, property, transactions and events; and (b) it appears likely that there will be an unduly burdensome duplication of labor and expense, and a risk of conflicting results if the cases are conducted before different judges; and

1 6. WHEREAS, the parties agree that once the *Houston Action* is deemed
2 related to the *Ramirez Action*, the *Houston Action* should be transferred and reassigned to the
3 Honorable Jeffrey S. White for all purposes;

4
5 NOW, THEREFORE, the parties in both actions request that the Court order as
6 follows:

7
8 A. That the *Houston Action* be deemed related to the *Ramirez Action*.

9
10 B. That the *Houston Action* be transferred and reassigned to the Honorable
11 Jeffrey S. White for all purposes.

12
13 SO STIPULATED.

14
15 DATED: August 31, 2005

GOLDSTEIN, DEMCHAK, BALLER, BORGEN &
DARDARIAN

16
17 By: _____ /s/ Roberta Steele
ROBERTA STEELE

18
19 Attorneys for Plaintiffs in both the
20 *Houston Action* and *Ramirez Action*

1
2 DATED: August 31, 2005
3

PAUL, HASTINGS, JANOFSKY & WALKER LLP

4 By: _____ /s/ Elena Baca
5 ELENA R. BACA

6 Attorneys for Defendant CINTAS
7 CORPORATION in both the
Houston Action and Ramirez Action
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

The Court has considered the above Stipulation, and for good cause appearing therefor, the Court hereby ORDERS as follows:

6 A. IT IS ORDERED that the action entitled *Larry Houston, et al. v. Cintas*
7 *Corporation*, U.S.D.C., Northern District of California, Case No. C-05-03145-CRB (the
8 “*Houston Action*”), is deemed related to the action entitled *Robert Ramirez, et al. v. Cintas*
9 *Corporation*, U.S.D.C., Northern District of California, Case No. C04-0281-JSW (the “*Ramirez*
10 Action”), pursuant to Local Rule 3-12(a).

12 B. IT IS FURTHER ORDERED that the *Houston* Action is transferred and
13 reassigned to the Honorable Jeffrey S. White for all purposes.

15 Pursuant to Local Rule 3-12(f), the Clerk of the Court is directed to notify the
16 parties once the *Houston* Action is formally transferred and reassigned to the Honorable Jeffrey S.
17 White. All dates previously set in the *Houston* Action are vacated.

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 19 , 2005


HONORABLE JEFFREY S. WHITE
United States District Court Judge

LA/1150208.2